THE HON'BLE SRI JUSTICE P.S. NARAYANA

Writ Petition No.18009 of 2006

Dated: 30th August, 2006

Between :-

K.Srinivasa Rao ..

Petitioner

And

The District Panchayat Officer,
West Godavari District at Eluru
And 4 others ..
Respondents

THE HON'BLE SRI JUSTICE P.S. NARAYANA

Writ Petition No.18009 of 2006

ORDER:-

The Writ Petition is filed for a Writ of Mandamus declaring the action of the 1st respondent in not disposing the representation of the petitioner dated 22-8-2006 is illegal, arbitrary, null and void and consequently direct the 1st respondent to take appropriate action against the respondents 2 to 5 by declaring their elections are contrary to the A.P.Panchayat Raj Act, 1994 and pass such other suitable orders.

It is stated that the petitioner and respondents 2 to 5 had contested the elections and also R.2 was elected as Sarpanch, and R.3 to R.5 were elected as Ward Members. Several other factual details also had been narrated and it is stated that inasmuch as the unofficial respondents are disqualified, the petitioner made representation to 1st respondent on 22-8-2006. Several of the other factual details had been narrated. It is needless to say that the petitioner may have to invoke Section 22 of the A.P.Panchayat Raj Act 1994 and the procedure specified therein to be followed or in the alternative the petitioner is given liberty to approach the appropriate Election Tribunal by filing an Election Petition, if the

petitioner is so advised. It is needless to say that the petitioner is at liberty to choose such remedies which are available to him in law.

With the above direction, the Writ Petition is disposed of. No order as to costs.

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Justice P.S.Narayana

30th August, 2006

smr